

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

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MASSACHUSETTS MUTUAL LIFE  
INSURANCE COMPANY,

Plaintiff,

v.

MERRILL LYNCH, PIERCE, FENNER &  
SMITH, INC.; DEUTSCHE BANK  
SECURITIES INC.; GOLDMAN, SACHS &  
CO., INC.; J.P. MORGAN SECURITIES LLC;  
AND RBS SECURITIES INC.,

Defendants.

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Civil Action No. 3:11-30285-MAP

**UNOPPOSED MOTION FOR LEAVE TO FILE A REPLY IN SUPPORT OF  
DEFENDANTS' CROSS-MOTION TO COMPEL DISCOVERY RESPONSES**

Pursuant to Local Rule 7.1(b)(3), Defendants Merrill Lynch, Pierce, Fenner & Smith, Inc., Deutsche Bank Securities Inc., Goldman, Sachs & Co., J.P. Morgan Securities LLC, and RBS Securities Inc. (collectively, "Defendants") respectfully request leave of this Court to file a reply in support of Defendants' Cross-Motion to Compel Discovery Responses on or before November 13, 2012. In support of their request, Defendants state as follows:

1. On October 16, 2012, Defendants filed their Cross-Motion to Compel Discovery Responses (the "Cross-Motion"). (Docket Entry No. 81).

2. On October 30, 2012, Massachusetts Mutual Life Insurance Company ("MassMutual") filed an opposition to the Cross-Motion (the "Opposition"), as well as a Declaration in support of the Opposition. (Docket Entry No. 93).

3. Counsel for MassMutual consents to this Motion. MassMutual had previously agreed that it would not oppose Defendants' request for leave to file a reply on or before

November 6, 2012. In light of the severe disruptions caused by Hurricane Sandy to certain of the Defendants' counsel, MassMutual consented to a one-week extension of time for Defendants to file a reply on or before November 13, 2012.

WHEREFORE, Defendants respectfully request that the Court grant leave to file a reply to the Opposition on or before November 13, 2012.

Dated: November 7, 2012  
Boston, Massachusetts

Respectfully submitted,

By: /s/ Mark A. Berthiaume

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**CERTIFICATE OF COMPLIANCE WITH LOCAL RULE 7.1**

Pursuant to Local Rule 7.1, the parties met and conferred. MassMutual assents to this Motion.

Dated: November 7, 2012

/s/ Mark A. Berthiaume  
Mark A. Berthiaume

**CERTIFICATE OF SERVICE**

The undersigned counsel hereby certifies that a true and correct copy of this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NE) and paper copies will be sent to those indicated as nonregistered participants on November 7, 2012.

Dated: November 7, 2012

/s/ Mark A. Berthiaume  
Mark A. Berthiaume